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October 27, 2017

U.S. Magistrate Judge Daniel J. Stewart  
James T. Foley U.S. Courthouse  
445 Broadway - 4th Floor  
Albany, New York 12207

By: ECF

Re: Cinthia Thevenin, et al. v. The City of Troy, et al.  
Docket No: 16-CV-01115 (DJS)

Dear Judge Stewart:

The firm of Harfenist Kraut and Perlstein, LLP along with Hach & Rose, LLP, represents the Plaintiff in this matter. Defendants are represented by the firm of FitzGerald Morris Baker Firth, P.C.

By text order dated October 6, 2017, the Court directed that non-party Phillip Gross participate in a non-party deposition to be held during the week of October 23, 2017. (Docket Entry #40). The Order further directed the Plaintiff to file a status report as to the status of the deposition.

Please be advised that yesterday Mr. Gross appeared and testified under subpoena at the non-party deposition.

The parties thank the Court for its attention and continued assistance with this matter.

Respectfully Submitted  
HARFENIST KRAUT & PERLSTEIN, LLP

By: *Neil Torczyner*  
Neil Torczyner

**CC: All appearing counsel (via ECF only)**